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PATENT

Attorney Docket No. CLICP004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Umair A. KHAN

Application No.: 09/414,992

Filed: OCTOBER 7, 1999

For: A SYSTEM, METHOD AND ARTICLE
OF MANUFACTURE FOR
DYNAMICALLY USER GENERATED
INTERNET SEARCH DIRECTORY
BASED ON PRIORITIZED SERVER-
SIDED USER BOOKMARKS

Group Art Unit: 2175

Examiner: C. RONES

Date: August 30, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on August 30, 2002.

Signed:

Erica L. Farlow
Erica L. Farlow

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Commissioner for Patents

Washington, D.C. 20231

Sir:

Applicant respectfully petitions under 37 CFR 1.181(a) for withdrawal of the holding of abandonment issued on August 21, 2002 by Examiner Charles Rones for failure to reply to an Office Action.

Background

In response to an Office Action dated March 07, 2002, a Response was prepared and faxed to Examiner Rones on May 1, 2002 to the Unit's facsimile number (703) 746-7239. [See confirmation sheet in Appendix A.]

The Response included the following information: Serial Number, Filing Date, Inventor Name, Title, Examiner's Name. [See page 1 of the Response in Appendix C.] The Group Art Unit, however, reflected Examiner Rones' prior art unit (2171) rather than his current unit (2175). All other information was accurate, and the Response is believed to have been fully responsive to the Action.

A call was placed to the Examiner to ask whether he had acted on the Response, and he indicated that he had not received it. Examiner provided his direct fax number (703) 746-5617, and the file copy of the response and confirmation sheet from the first send were faxed to (703) 746-5617 on May 15, 2002. [See confirmation sheet in Appendix B.]

Hearing nothing further, it was believed that the Response had been received. On August 21, 2002, Examiner Charles Rones issued a Notice of Abandonment for the present patent application for failure to reply to an Office Action.

Request for Withdrawal of Holding of Abandonment

Applicant's respectfully petition for withdrawal of the holding of abandonment for the following reasons:

1. A full and adequate Response to the Office Action was faxed in to the USPTO, not once, but twice. All pages were confirmed received both times. [See fax confirmation sheets in Appendices A and B.]
2. The second copy was faxed directly to the Examiner's personal fax machine. [See confirmation sheet in Appendix B.]
3. The fax cover sheet for the Response set forth the serial number and Examiner's name. From this information, the application could have been routed to the appropriate Examiner even if received by a different art unit.
4. Page 1 of the Response included Inventor, Serial Number, Filing Date, Title, and Examiner's Name. [See Appendix C.] From this information, the application could have been routed to the appropriate Examiner even if received by a different art unit.
5. Full contact information for Applicant's agent was included on the fax cover sheets and in the Response, but no communication regarding either copy of the Response was ever received (save for the delivery confirmations). The final whereabouts of the two copies of the Response in the USPTO is unknown.


Conclusion

Applicant believes that this Petition to Withdraw Holding of Abandonment has met all requirements set forth by 37 C.F.R. 1.181 and MPEP §711.03(b), and respectfully requests that this Petition to Withdraw Holding of Abandonment be granted.

Fees

Applicant believes no fees are due in connection with this petition. If it is determined that a fee is required, the Commissioner is authorized to charge any fees that may be due to our Deposit Account No. 50-1351 (Order No. CLICP004).

Respectfully submitted,

By: _____

Date: 8/30/02

Dominic Kotab
Reg. No. 42,762

Silicon Valley IP Group, LLC
P.O. Box 721120
San Jose, California 95172-1120
Telephone: (408) 971-2573
Facsimile: (408) 971-4660

MESSAGE CONFIRMATION

05/01/2002 10:02

ID=ROCKEFELLER GROUP BUSINESS CENTR

DATE	S,R-TIME	DISTANT STATION ID	MODE	PAGES	RESULT	S.C.
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SILICON VALLEY IP GROUP

303 ALMADEN BLVD., #600
SAN JOSE, CA 95110

TELEPHONE (408) 971-2573
FAX (408) 971-4660

FAX COVER SHEET

Date: May 1, 2002	Phone Number	Fax Number
To: Examiner C. Rones	(703) 746-7239	
From: Dominic M. Kotab		

Docket No.: CLICP004

Application Serial Number: 09/414,992

Total Number of Pages Being Transmitted, Including Cover Sheet: 15

Message:

Please deliver to Examiner C. Rones in Group Art Unit 2171.

☐ Original to follow Via Regular Mail ☒ Original will Not be Sent ☐ Original will follow Via Overnight Courier

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ANY OTHER DIFFICULTY, PLEASE PHONE Erica
AT (408) 971-2573 AT YOUR EARLIEST CONVENIENCE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Khan et al.

Application No.: 09/414,992

Filed: October 7, 1999

For: A SYSTEM, METHOD AND ARTICLE OF
MANUFACTURE FOR DYNAMICALLY USER
GENERATED INTERNET SEARCH DIRECTORY
BASED ON PRIORITIZED SERVER-SIDED USER
BOOKMARKS

Attorney Docket No.: CLICP004

Examiner: C. Rones

Group Art Unit: 2171

Date: May 1, 2002

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CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to the
Commissioner for Patents, Washington, DC 20231 attn: Examiner, C. Rones
facsimile number: (703) -746-7239 on May 1, 2002.

Signed: 

Erica L. Mann

Commissioner for Patents
Washington, DC 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.



Applicant(s) believe that no Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-1351.



If the required fees are missing or any additional fees are required to facilitate filing the enclosed response, please charge such fees or credit any overpayment to Deposit Account No. 50-1351 (Order No. CLICP004). A copy of this sheet is enclosed for billing purposes.

Respectfully submitted,
Silicon Valley IP Group



Dominic M. Kotab
Registration No. 42,762

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San Jose, CA 95172-1120
Telephone: (408) 971-2573

MESSAGE CONFIRMATION

05/15/2002 09:17

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DATE	S.R-TIME	DISTANT STATION ID	MODE	PAGES	RESULT	S.C.
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05/15/2002 09:11 ROCKEFELLER GROUP BUSINESS CENTR → 91703746561766611 NO.459 0001

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FAX COVER SHEET

Date: May 15, 2002	Phone Number	Fax Number
To: Examiner C. Rones	(703) 746-5617	
From: Dominic M. Kotab		

Docket No.: CLICP004

Application Serial Number: 09/414,992

Total Number of Pages Being Transmitted, Including Cover Sheet:

Message:

Please deliver to Examiner C. Rones in Group Art Unit 2171.

Examiner Rones,

The following is the re-submission of the documents originally faxed to you on May 1, 2002. Should you have any questions please do not hesitate to contact me.

Thank you,
Dominic M. Kotab

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May 15, 2002